

Adopted	Rejected
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## COMMITTEE REPORT

YES:	11
NO:	0

### MR. SPEAKER:

*Your Committee on* **Roads and Transportation**, to which was referred House Bill 1073, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1       Page 4, line 30, reset in roman "The identity of any person who
- 2       contacts the bureau of motor ".
- 3       Page 4, reset in roman line 31.
- 4       Page 4, line 32, reset in roman "vehicle safety and".
- 5       Page 4, line 32, delete "The" and insert "the".
- 6       Page 6, between lines 8 and 9, begin a new line block indented and
- 7       insert:
- 8       **"(21) The following personal information about a complainant**
- 9       **contained in records of a law enforcement agency:**
- 10       **(A) Telephone number.**
- 11       **(B) Address.**
- 12       **(C) Social Security number."**
- 13       Page 6, after line 20, begin a new paragraph and insert:
- 14       "SECTION 2. IC 9-14-4-4 IS AMENDED TO READ AS
- 15       FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. The board shall

provide the commissioner with assistance in the administration of Indiana driver licensing laws, including:

- (1) providing guidance to the commissioner in the area of licensing drivers with health or other problems that may adversely affect a driver's ability to operate a vehicle safely;
- (2) recommending factors to be used in determining qualifications and ability for issuance and retention of a driver's license; and
- (3) recommending and participating in the review of license suspension, restriction, or revocation appeal procedures, **including reasonable investigation into the facts of the matter.**

SECTION 3. IC 9-24-10-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) If the bureau has good cause to believe that a licensed ~~operator or chauffeur~~ **driver** is:

- (1) incompetent; or
- (2) otherwise not qualified to be licensed;

the bureau may, upon written notice of at least five (5) days, require the licensed ~~operator or chauffeur~~ **driver** to submit to an examination. **The bureau also may conduct a reasonable investigation of the driver's continued fitness to operate a motor vehicle safely, including requesting medical information from the driver or the driver's health care sources.**

(b) Upon the conclusion of an examination **or investigation** under this section, the bureau:

- (1) shall take appropriate action; and
- (2) may:
  - (A) suspend or revoke the license of the licensed ~~operator or chauffeur~~ **driver**;
  - (B) permit the licensed ~~operator or chauffeur~~ **driver** to retain the license of the licensed ~~operator or chauffeur~~ **driver**; or
  - (C) issue a **restricted** license subject to restrictions considered necessary in the interest of public safety.

(c) If a licensed ~~operator or chauffeur~~ **driver** refuses or neglects to submit to an examination under this section, the bureau may suspend or revoke the license of the licensed ~~operator or chauffeur~~ **driver**. **The bureau may not suspend or revoke the license of the licensed driver until a reasonable investigation of the driver's continued fitness to operate a motor vehicle safely has been made by the bureau.**

(d) A licensed ~~operator or chauffeur~~ **driver** may appeal an action

1       taken by the bureau under this section to the circuit court or superior  
2       court of the county in which the licensed ~~operator or chauffeur~~ **driver**  
3       resides.".

(Reference is to HB 1073 as introduced.)

**and when so amended that said bill do pass.**

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Representative Duncan